

Corning Incorporated

Patent Department

t 607 974 3556

www.corning.com

SP T1 31

f 607 974 3848

Corning, NY 14831

January 19, 2001

VIA FACSIMILE (703) 306-5515

Assistant Commissioner of Patents
ATTENTION: WINETTE STAPOR

RECEIVED

JAN 19 2001

CSO 2800

Re: Serial No. 09/387,961
Filing Date: 09/01/99
Our Reference: Jakobson 6

Dear Ms. Stapor:

We transmit the following in connection with the above-referenced:

Our Fax Cover Sheet dated November 1, 2000
Notice of Abandonment mailed 10/25/2000
Receipt postcard mailed 11/18/1999
Submission of Missing Parts dated 11/18/1999
(Referred to in 11/1/00 fax as "Letter in response to
Notice to file missing parts")
Notice to File Missing Parts mailed 09/21/99
Signed Declaration in Original Application

Pursuant to your phone conversation with my secretary on this date, you will forward the same together with the file, to Vernon Towler in OIPE for his review.

We ask that your reply be addressed to the undersigned.

Very truly yours,

Robert L. Carlson
Patent Portfolio Manager
Telecommunications Products Division
Telephone: 607 974-3502RLC/dls
Attachments (7) CORNING
Discovering Beyond Imagination

FROM THE DESK OF:

Silvy Murphy

Patent Attorney

Corning Incorporated

SP-TI-3 1

Corning, NY 14831

Telephone: (607) 974-3669

Facsimile (607) 974-3848

E-mail: murphysa2@corning.com

CORNING

Discovering Beyond Imagination

FAXED
10:45A**URGENT****Fax**

To: Vernon Towler

From: Silvy A. Murphy

CC:

Pages: 7X (includes cover sheet)

Fax No. 703-308-7751

Date: November 1, 2000

Re: Serial No. 09/387,961

Filing Date: 09/01/99

Our Reference: Jakobson 6

If not receiving properly, please notify Mariana Burgos (607) 974-0916

● Enclosed are copies of:

- Notice of Abandonment mailed 10/25/00
- Receipt postcard mailed 11/18/99
- Letter in response to Notice to file missing parts
- Notice to file missing parts mailed 9/21/99
- Signed declaration in original application

RECEIVED**JAN 19 2001****CSO 2800****CONFIDENTIAL AND PRIVILEGED NOTICE**

The information contained in this facsimile is intended for the named recipient(s) only. It may contain **PRIVILEGED** or **CONFIDENTIAL** matter. If you receive this facsimile in error, please notify us immediately and we will arrange the return of this document to us. Please do not review this document or disclose its contents to anyone. Thank you.



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20590

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/387,961	09/01/1999	PAUL A. JAKOBSON	JAKOBSON-6

SILVY A MURPHY
CORNING INCORPORATED
SP TI 03 1
CORNING, NY 14831ABANDONMENT/TERMINATION
LETTER

OC000000005504485

Date Mailed: 10/25/2000

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 09/21/1999.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(c).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(c).

Any questions concerning petitions to revive should be directed to "Office of Petitions" at (703) 305-9282.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Division Tele C Date 11-18-99
INVENTOR Jakobson G
CASE No. 6-5-1
SERIAL No. 09/387,961
FILED 9-1-99
ATTORNEY SAM/cd

The Patent and Trademark Office acknowledges and has stamped
hereon the date of receipt of the items checked below:

- ☐ _____ PAGES, PROVISIONAL APPLICATION PAPERS
☐ _____ PAGES, APPLICATION PAPERS
TOTAL CLS. _____ FEE \$ _____
☐ _____ SHEETS OF DRAWINGS
FORMAL/INFORMAL FIGURE NOS. _____
☐ ASSIGNMENT ☒ DECLARATION OF INVENTOR
☐ POWER OF ATTORNEY
☐ PRIOR ART STATEMENT
☒ LETTER - CHARGE DEPOSIT ACCOUNT NOV 22 1999
☐ AMENDMENT ☐ RESPONSE
☐ ISSUE FEE
☐ CERT. OF CORR. ☐ NOTICE OF ABANDON
☐ REQUEST ☐ DEMAND
☐ INVITATION TO CORRECT
☒ FORM PTO 1533

EXPRESS MAIL # _____

ET-149137

Attorney Docket Jakobson 6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Paul A. Jakobson, Edward F. Murphy and
Todd M. Wetherill

**SUBMISSION of
MISSING PARTS**

Serial No.: 09/387,961

Group Art Unit: 2872

Filing Date: September 1, 1999

Examiner: To Be Assigned

Title: AN APPARATUS AND METHOD FOR
MAKING AN OPTICAL FILTER
AMPLIFIER

**SUBMISSION OF MISSING PARTS & SURCHARGE
UNDER 37 C.F.R. 1.53(d) AND C.F.R. 1.16(e)**

Assistant Commissioner for Patents
Washington, DC 20231
Attention: Box Missing Parts

Sir:

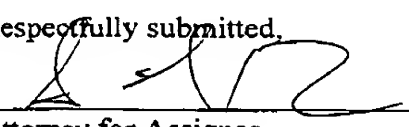
LETTER UNDER 37 C.F.R. 1.53(D) – FILING DATE GRANTED

This letter is in response to the Notice to File Missing Parts of Application (Form PTO-1533) mailed September 21, 1999.

Returned herewith is a copy of the above-entitled form and the signed Declaration as required by 37 C.F.R. 1.51. This action is being taken within two months of the above Notice.

Corning Incorporated hereby authorizes the Assistant Commissioner to charge payment of any fees associated with this application or credit any overpayment to Corning Incorporated Deposit Account 03-3325. A duplicate copy of this sheet is enclosed.

Respectfully submitted,


Attorney for Assignee
Silvy A. Murphy
Reg. No. 44,959
Corning Incorporated
SP-TI-3
Corning, NY 14831
(607) 974-3669

DATE: 11-18-99
SAM/cd

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Assistant Commissioner of Patents and Trademarks,
Washington, DC 20231

on November 18, 1999
Date

Signature Colleen E. Doherty
Colleen E. Doherty



UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/387,961	09/01/99	JAKOBSON	F JAKOBSON-6

0242/0921

SILVY A MURPHY
CORNING INCORPORATED
SP TI 03 1
CORNING NY 14831

NOT ASSIGNED

2872

DATE MAILED:

09/21/99

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

Due: 11/21/99

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☐ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a
☐ small entity (statement filed) ☒ non-small entity is \$ 130.00.

- ☐ 1. The statutory basic filing fee is:

- ☐ missing.
☐ insufficient.

Applicant must submit \$_____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

- ☐ 2. The following additional claims fees are due:

\$_____ for _____ total claims over 20.

\$_____ for _____ independent claims over 3.

\$_____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

- ☒ 3. The oath or declaration:

☒ is missing or unsigned.

☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

- ☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

- ☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

- ☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

- ☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

- ☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

SEP 27 1999

DECLARATION IN ORIGINAL APPLICATION Attorney Docket No.: Jakobson 6

As a below named inventor, I declare that:

My residence, Post Office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **AN APPARATUS AND METHOD FOR MAKING AN OPTICAL FIBER AMPLIFIER**, the specification of which was filed as U.S. Serial No. 09/387,961, filed on September 1, 1999.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).


I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate, on the same subject matter, having a filing date before that of the application on which priority is claimed:

<input type="checkbox"/>	Country:	Application No.:	Filing Date:
<input checked="" type="checkbox"/>	NONE		

I hereby claim the benefit under Title 35 United States Code § 119(e) and § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35 United States Code § 112, I acknowledge the duty to disclose material information as defined in Title 37 Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<input type="checkbox"/>	Application Serial No.:	Filed:	Status: Pending
<input checked="" type="checkbox"/>	NONE		

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

DECLARATION IN ORIGINAL APPLICATION**Attorney Docket No. Jakobson 6****Full Name of Inventor:** Paul A. Jakobson**Resident Address:** 42 Davenport Road, Big Flats, NY 14814
Post Office Address: same**Citizenship:** Great BritianDATE: 11/10/99
Paul A. Jakobson**Full Name of Inventor:** Edward F. Murphy**Resident Address:** 21 Timber Lane, Painted Post, NY 14870
Post Office Address: same**Citizenship:** United StatesDATE: 10/12/99
Edward F. Murphy**Full Name of Inventor:** Todd M. Wetherill**Resident Address:** 10400 Cook Road, Painted Post, NY 14870
Post Office Address: same**Citizenship:** United StatesDATE: 0/5/99
Todd M. Wetherill